

Attorney Docket No. 09792909-5037

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Yamaguchi et al.

Application No. 09/866,035

Filed: May 25, 2001

For: NONAQUEOUS ELECTROLYTE  
SECONDARY BATTERY

) Group Art Unit: 1745  
)

) Examiner: Carol Diane Chaney  
)

) I hereby certify that this document is being deposited  
) with the United States Postal Service as first class mail  
) in an envelope addressed to: Mail Stop After Final,  
) Commissioner for Patents, P.O. Box 1450, Alexandria,  
) VA 22313-1450 on September 28, 2004.  
)

) *Roxanne M. Swartz*  
) Roxanne M. Swartz  
)

Mail Stop After Final  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO JULY 1, 2004 FINAL OFFICE ACTION**

Dear Sir:

This Amendment is submitted in response to the Final Office Action mailed July 1, 2004.

Applicants respectfully requests amendment of the patent application, and reconsideration and allowance of the pending claims.

10/04/2004 HAMMED1 00000041 09866035

01 FC:1202

18.00 DP



ZFW  
AF#

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/866,035	
	Filing Date	May 25, 2001	
	First Named Inventor	Yamaguchi	
	Group Art Unit	1745	
	Examiner Name	Carol Diane Chaney	
Total Number of Pages in This Submission	13	Attorney Docket Number	9792909-5037

ENCLOSURES (check all that apply)						
<input checked="" type="checkbox"/> Transmitted herewith is Response to July 1, 2004 Final Office Action.						
<input checked="" type="checkbox"/> The fee has been calculated as shown below:						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3)	(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEE
TOTAL CLAIMS	26	-	25	1	<input type="checkbox"/> x \$9.00 <input type="checkbox"/> x \$18.00	\$18.00
INDEPENDENT CLAIMS	3	-	3	0	<input type="checkbox"/> x \$42.00 <input type="checkbox"/> x \$84.00	\$0
APPLICATION AMENDED TO CONTAIN ANY MULTIPLE DEPENDENT CLAIMS NOT PREVIOUSLY PAID FOR.				<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<input type="checkbox"/> x \$140.00 <input type="checkbox"/> x \$280.00 ONE TIME	\$0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$18.00	
<input type="checkbox"/> Applicant petitions the Commissioner for Patents to extend the time for responding to the Office Action dated _____ by _____ month(s) for a fee of \$ _____ so that the period for response is extended to _____ under 37 C.F.R. § 1.321.						
<input type="checkbox"/> The amount of \$ _____ for the Terminal Disclaimer under 37 C.F.R. § 1.321 is included in the enclosed check.						
<input type="checkbox"/> The amount of \$ _____ for the Amendment under 37 C.F.R. § 1.312(b) is included in the enclosed check.						
<input checked="" type="checkbox"/> The enclosed credit card payment form to charge the amount of \$18.00 covers the additional claim fee.						
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to Account No. 19-3140. A duplicate of this sheet is enclosed.						
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT						
14. <input checked="" type="checkbox"/> Customer No. 26263						
Dated: September 28, 2004				 David Rozenplat, (Registration No. 47,044)		

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop After Final, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.	
Dated: September 28, 2004	 Roxanne M. Swartz